

DOCKET FILE COPY ORIGINAL

B & H Broadcasting Company  
4521 Harrisburg Road  
Jonesboro, AR 72404  
November 18, 1995

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Secretary  
Federal Communications Commission  
1919 M Street, N.W.  
Washington, D. C. 20554

RE: Amendment of FM Table of Allotments  
(Marked Tree and Trumann, Arkansas)

Dear Secretary:

Enclosed is an original and four copies of a Petition for Rulemaking, filed herewith on behalf of B & H Broadcasting Company, licensee of KERC(FM), Marked Tree, Arkansas, and Eagle Communications Corporation, licensee of KRCN(FM), Trumann, Arkansas. As noted therein, the Petition requests the substitution of FM Channel 229A for FM Channel 294A at Trumann, Arkansas, and 294C3 for 229A at Marked Tree, Arkansas.

Should you or any members of your staff have questions concerning the enclosed, please contact the undersigned for clarification. Thank you for your cooperation in this matter.

Sincerely,



O. L. Bayless  
B & H Broadcasting Company  
Eagle Communications Corporation  
501-972-3091

Enclosures  
a/s

No. of Copies rec'd 024  
List ABCDE MMB

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Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D. C. 20554

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In the matter of )  
Amendment of Section 73.202(b), )  
Table of Allotments, FM )  
Broadcast Stations (Trumann )  
and Marked Tree, Arkansas )

MM Docket No. \_\_\_\_\_

RM- \_\_\_\_\_

DOCKET FILE COPY ORIGINAL

TO: Chief, Allocations Branch

PETITION FOR RULEMAKING

B & H Broadcasting Company, licensee of KERC(FM), Marked Tree, Arkansas ("B & H") and Eagle Communications Corporation, licensee of KKC�(FM), Trumann, Arkansas ("Eagle"), pursuant to Section 1.420 of the Commission's rules, hereby respectfully submit their Petition for Rulemaking, which seeks an amendment to the Commission's rules, so as to substitute FM Channel 229A for FM Channel 294A at Trumann, Arkansas, and 294C3 for 229A at Marked Tree, Arkansas. In support whereof, the following is shown:

1. As noted above, B & H currently serves as licensee of KERC, authorized to operate on FM Channel 229A at Marked Tree, Arkansas, and Eagle currently serves as licensee of KKC�, authorized to operate on FM Channel 294A at Trumann, Arkansas. The substitution of these two channels would allow KKC� to file for a change in its licensed facilities for an upgrade to C3, which would meet all mileage separation requirements of the Commission's rules, as well as all other rules governing the operation of such a facility on FM Channel 294C3. Upon grant of its change to its licensed facilities, Eagle hereby commits to

## SIGNAL

prompt construction and commencement of operations of KKCEN on FM Channel 294C3 at its new location, licensed to Marked Tree, Arkansas and KERC commits to prompt construction and commencement of operations at its new location, licensed to Trumann, Arkansas.

2. In further support of this petition, the Commission's attention is directed to B & H and Eagle's own technical feasibility studies, copies of which are attached hereto. As noted therein, based upon the geographic coordinates set forth therein, operation on FM Channel 294C3 at Marked Tree, Arkansas, and FM Channel 229A at Trumann, Arkansas, would comply with all mileage separation requirements, as well as rules governing principal community coverage and all technical requirements with respect to both Marked Tree, Arkansas, which would become KKCEN's community of license, and Trumann, Arkansas, which would become KERC's community of license.

3. Favorable action on this petition would allow increased service to the communities of Marked Tree and Trumann, and surrounding areas. Thus, the substitution of FM Channel 229A for 294A at Trumann, Arkansas, and the substitution of FM Channel 294C3 for 229A at Marked Tree, Arkansas, would further the goals underlying the Commission's decision to permit "upgrades" without accepting competing applications. Specifically, granting B & H and Eagle's request would promote spectrum efficiency and would be consistent with the Commission's policy of encouraging licensees to improve their facilities. See REPORT AND ORDER IN MM DOCKET NO. 85-313, 50 R.R. 2d 114 (1986).

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WHEREFORE, premises considered, B & H Broadcasting Company and Eagle Communications Corporation respectfully request the Commission to substitute FM Channel 229A for 294A at Trumann, Arkansas, and FM Channel 294C3 for 229A at Marked Tree, Arkansas, which would allow KKCW to change its licensed facilities to Marked Tree, Arkansas and broadcast on 294C3, and allow KERC to change its licensed facilities to Trumann, Arkansas, and broadcast on channel 229A.

Respectfully submitted,

B & H BROADCASTING COMPANY  
EAGLE COMMUNICATIONS CORPORATION

By: 

O. L. Bayless

Owner, B & H Broadcasting Company  
President, Eagle Communications Corporation

ATCHS

Engineering Reports

- 1) Spacing Study--Marked Tree, Arkansas
- 2) Spacing Study--Trumann, Arkansas

EARL N. HODGES  
JONESBORO, AR

Page 1 (August 18, 1994)

FM Spacing Study

Title: Marked Tree, AR  
Channel 294C3 (106.7 MHz)  
Database: DW 08/11/94

Latitude: 35-34-35  
Longitude: 90-29-54  
Safety Zone: 42 km

| Call  | Auth         | Licensee                 | name  | Chan  | ERP-kW    | Latitude | Br-to | Dist. | Reg.  |
|---|--------------|--------------------------|-------|-------|-----------|----------|-------|-------|-------|
| City of License   | St           | FCC File no.             | Freq  | EAH-m | Longitude | -from    | (km)  | (km)  |       |
| PRM   |              | PROPOSED RULE MAKING     |       | 240C3 |           | 35-31-23 | 248.2 | 15.95 | 14    |
| HARRISBURG  | AR           | DOC - 93 - 293           | 95.9  |       | 90-39-42  | 68.1     |       |       | CLEAR |
| PRM adopted 11/03/93, released 11/26/93; RM-8336; SITE RESTRICTION 4.2 MI SE  |              |                          |       |       |           |          |       |       |       |
| PRM   |              | PROPOSED RULE MAKING     |       | 241C3 |           | 34-38-56 | 177.2 | 103.0 | 14    |
| TUNICA  | MS           | DOC-94-9                 | 96.1  |       | 90-26-39  | 357.3    |       |       | CLEAR |
| PRM adopted 01/27/94, released 02/29/94; RM-8423; SITE RESTRICTION 4.2 MI SW  |              |                          |       |       |           |          |       |       |       |
| KFFB  | LIC ROBERT 7 | ROSEMARY HOLIDA          |       | 291C2 | 15.6      | 35-44-00 | 276.8 | 160.5 | 56    |
| FAIRFIELD BAY   | AR           | BLH-900911KD             | 106.1 | 268   |           | 92-15-37 | 95.7  |       | CLEAR |
| KRLW-FM LIC VOICES UNLIMITED INCORPO  |              |                          |       | 292A  | 3         | 36-03-58 | 324.0 | 67.42 | 42    |
| WALNUT RIDGE  | AR           |                          | 106.3 | 61    |           | 90-56-24 | 143.7 |       | CLEAR |
| Was KCAZ 01/15/89; Affiliated with KRLW (AM)  |              |                          |       |       |           |          |       |       |       |
| KMIS-FM LIC NEW MADRID COUNTY BCG CO  |              |                          |       | 293C2 | 50        | 36-25-31 | 37.3  | 119.0 | 117   |
| NEW MADRID  | MO           | BLH-930908KS             | 106.5 | 143   |           | 89-41-29 | 217.8 | 2.0   | CLOSE |
| Affiliated with KMIS (AM)   |              |                          |       |       |           |          |       |       |       |
| ALLOC   |              |                          |       | 293A  |           | 36-15-14 | 305.3 | 131.6 | 88    |
| HORSESHOE BEND  | AR           | DOC-84-231               | 106.5 |       |           | 91-41-41 | 124.6 |       | CLEAR |
| Filing window 06/03-07/14/88 **CLOSED**   |              |                          |       |       |           |          |       |       |       |
| WAID  | CP           | RADIO CLEVELAND, INC.    |       | 293C2 | 28.3      | 34-09-22 | 184.4 | 158.0 | 100   |
| CLARKSDALE  | MS           | BPH-940314IE             | 106.5 | 90    |           | 90-37-52 | 4.3   |       | CLEAR |
| CP Granted 07/01/94 per FCC release #21923 dated 07/11/94; CP Granted 07/01/94 per FCC release #21923 dated 07/11/94; ORDERED FROM 292A |              |                          |       |       |           |          |       |       |       |
| WWZD-FM LIC TUPELO BROADCASTING CORP  |              |                          |       | 294C2 | 28.1      | 34-29-06 | 129.4 | 189.5 | 172   |
| NEW ALBANY  | MS           | BLH-890925KF             | 106.7 | 200   |           | 88-54-02 | 310.3 |       | CLEAR |
| Was WWZD 04/18/94 per FCC release #230 dated 05/20/94; Affiliated with WWZD(AM)   |              |                          |       |       |           |          |       |       |       |
| KMVK  | LIC          | ARKANSAS SKIES CORP.     |       | 294C2 | 16        | 34-47-56 | 245.1 | 201.5 | 172   |
| BENTON  | AR           | BLH-930629KA             | 106.7 | 264   |           | 92-29-53 | 64.0  |       | CLEAR |
| Was KGKO-FM 09/10/93 per FCC release #214 dated 09/17/93; Ant: Shiveley 681 Affiliated with KGKO(AM)                                    |              |                          |       |       |           |          |       |       |       |
| WWYN  | LIC          | RAINBOW MEDIA INCORPORAT |       | 295C1 | 100       | 35-54-06 | 76.4  | 159.4 | 143   |
| MCKENZIE  | TN           | BLH-880519KC             | 106.9 | 272   |           | 88-46-55 | 257.4 |       | CLEAR |
| Was WKTA 08/01/86   |              |                          |       |       |           |          |       |       |       |

Channel 294C3

EARL N. HODGES  
JONESBORO, AR

Page 2 (August 18, 1994)

FM Spacing Study

Title: Marked Tree, AR  
Channel 294C3 (106.7 MHz)

Latitude: 35-34-35  
Longitude: 90-29-54

| Call  | Auth | Licensee name            | Chan  | ERP-kW | Latitude  | Br-to | Dist. | Reg.  |
|---|------|--------------------------|-------|--------|-----------|-------|-------|-------|
| City of License   | St   | FCC File no.             | Freq  | EAH-m  | Longitude | -from | (km)  | (km)  |
| KLQZ  | LIC  | SAS COMMUNICATIONS INCOR | 296A  | 1.92   | 36-01-48  | 350.0 | 51.11 | 42    |
| PARAGOULD   | AR   | BLH-860930KA             | 107.1 | 125    | 90-35-49  | 170.0 |       | CLEAR |
| Affiliated with KDRS(AM)  |      |                          |       |        |           |       |       |       |
| ALLOD   |      |                          | 296A  |        | 35-08-48  | 148.5 | 55.93 | 42    |
| WEST MEMPHIS  | AR   |                          | 107.1 |        | 90-10-36  | 328.7 |       | CLEAR |
| Allocated to MARION AR  |      |                          |       |        |           |       |       |       |
| KFTH  | LIC  | BIG BEN COMMUNICATIONS I | 296A  | 3      | 35-09-23  | 141.9 | 59.23 | 42    |
| MARION  | AR   | BLH-860224KC             | 107.1 | 100    | 90-05-46  | 322.1 |       | CLEAR |
| See WEST MEMPHIS AR   |      |                          |       |        |           |       |       |       |
| KKSY  | LIC  | JOHN PAUL CAPPS          | 296A  | 3      | 35-17-29  | 253.8 | 111.3 | 42    |
| BALD KNOB   | AR   | BLH-841214KZ             | 107.1 | 91     | 91-40-24  | 73.1  |       | CLEAR |
| DELETION PROPOSED; ordered to 296C3; AFFILIATED WITH KAPZ(AM)   |      |                          |       |        |           |       |       |       |
| KKSY  | ORD  | JOHN PAUL CAPPS          | 296C3 | 19     | 35-17-29  | 253.8 | 111.3 | 44    |
| BALD KNOB   | AR   | BPH-930208IH             | 107.1 | 93     | 91-40-24  | 73.1  |       | CLEAR |
| DOC-90-651; RM-7544; Amended 07/29/93; ORDERED FROM 296A; TDF; Affiliated wit KAPZ(AM)  |      |                          |       |        |           |       |       |       |
| KAFW  | CP   | POLLACK BROADCASTING COM | 297A  | 3      | 35-45-59  | 67.5  | 55.72 | 42    |
| OSCEOLA   | AR   | BPH-911009ME             | 107.3 | 68     | 89-55-43  | 247.8 |       | CLEAR |
| CP Granted 04/20/93 per FCC release #21626 dated 05/03/93; CP Granted 04/20/93 per FCC release #21626 Dated 05/03/93; Call Granted 12/17/93 per FCC release #221 dated 12/22/93 |      |                          |       |        |           |       |       |       |

>> End of channel 294C3 study <<

ORIGINAL

EARL N. HODGES  
JONESBORO, ARPage 1  
November 9, 1995

## FM Spacing study

Title: TRUMANN, AR  
Channel 229A ( 93.7 MHz)  
Database: DW 11/01/95Latitude: 35-38-00  
Longitude: 90-41-19  
Safety zone: 30 km

| Call  | Auth         | Licensee name            | Chan  | ERP-kW | Latitude  | Br-to | Dist. | Req.  |
|---|--------------|--------------------------|-------|--------|-----------|-------|-------|-------|
| City of License   | St           | FCC File no.             | Freq  | EAH-m  | Longitude | -from | (km)  | (km)  |
| KZLE  | LIC          | WHITE RIVER VALLEY BCRS, | 226C1 | 100    | 35-53-27  | 287.2 | 98.73 | 75    |
| BATESVILLE  | AR           | BLH-820302AF             | 93.1  | 203    | 91-44-01  | 106.6 | 23.73 | CLEAR |
| KZLE  | CP           | WHITE RIVER VALLEY BCRS, | 226C  | 100    | 35-53-27  | 287.2 | 98.73 | 95    |
| BATESVILLE  | AR           | BPH-941021IC             | 93.1  | 300    | 91-44-01  | 106.6 | 3.730 | CLOSE |
| CP Granted 02/28/95 per FCC release #22107 dated 03/09/95; CP Granted 02/28/95 per FCC release #22107 dated 03/09/95  |              |                          |       |        |           |       |       |       |
| KBOK-FM LIC   | MALVERN      | BROADCASTING CO,         | 227A  | 5.80   | 34-22-25  | 234.9 | 240.4 | 31    |
| MALVERN   | AR           | BLH-890522KE             | 93.3  | 24     | 92-49-52  | 53.7  | 209.4 | CLEAR |
| Call Granted 11/08/88; Ant: Elec. Res. Inc. G5CPM   |              |                          |       |        |           |       |       |       |
| KBKG  | LIC          | SHIELDS-ADKINS BROADCAST | 228A  | 3      | 36-24-00  | 6.2   | 85.58 | 72    |
| CORNING   | AR           | BLH-831115AA             | 93.5  | 42     | 90-35-05  | 186.3 | 13.58 | CLOSE |
| KBFC  | LIC          | FORREST CITY BROADCASTIN | 228C3 | 25     | 34-51-17  | 193.6 | 88.85 | 89    |
| FORREST CITY  | AR           | BLH-920113KH             | 93.5  | 100    | 90-55-02  | 13.4  | -.15  | SHORT |
| Ant: Harris FMH-6AC   |              |                          |       |        |           |       |       |       |
| WKBL-FM LIC   | WKBL RADIO   |                          | 228A  | 6      | 35-35-12  | 92.8  | 95.23 | 72    |
| COVINGTON   | TN           | BLH-940623KA             | 93.5  | 100    | 89-38-21  | 273.4 | 23.23 | CLEAR |
| Ant: Elec. Res. Inc. LP-3E  |              |                          |       |        |           |       |       |       |
| KERC  | LIC          | B & H BROADCASTING COMPA | 229A  | 3      | 35-34-35  | 110.2 | 18.36 | 115   |
| MARKED TREE   | AR           | BLH-940203KD             | 93.7  | 88     | 90-29-54  | 290.3 | -96.6 | SHORT |
| Was KXHW 12/16/94 per FCC release #245 dated 12/23/94; Ant: Sys w/Reliabil. FM A 3-3  |              |                          |       |        |           |       |       |       |
| WQLJ  | LIC          | OXFORD RADIO, INC.       | 229C3 | 25     | 34-20-05  | 148.4 | 168.8 | 142   |
| OXFORD  | MS           | BLH-931019KA             | 93.7  | 100    | 89-43-29  | 329.0 | 26.82 | CLEAR |
| DOC-91-277; Was WKLJ 06/08/92 per FCC release #184 dated 06/05/92; Ant: Shivel ey 6813  |              |                          |       |        |           |       |       |       |
| WQLJ  | CP           | OXFORD RADIO, INC.       | 229C3 | 13     | 34-20-05  | 148.4 | 168.8 | 142   |
| OXFORD  | MS           | BPH-940728IF             | 93.7  | 139    | 89-43-29  | 329.0 | 26.82 | CLEAR |
| CP Granted 11/29/94 per FCC release #22039 dated 12/08/94; CP Granted 11/29/94 per FCC release #22039 dated 12/08/94; Was WKLJ 06/08/92 per FCC release #184 dated 06/05/92 |              |                          |       |        |           |       |       |       |
| WGRM-FM APP   | CLAY EWING V |                          | 230C3 | 25     | 35-35-25  | 98.0  | 34.16 | 89    |
| GREENWOOD   | MS           | BPH-950807IC             | 93.9  | 100    | 90-18-55  | 278.2 | -54.8 | SHORT |
| Received per FCC release #23580 dated 08/28/95, accepted per 23598 dated 09/22 /95; Call Granted 06/23/89   |              |                          |       |        |           |       |       |       |
| <b>NOTE: THIS ENTRY IS IN ERROR</b>   |              |                          |       |        |           |       |       |       |
| KAMJ  | CP           | GOSNELL BROADCASTING COM | 230A  | 3      | 35-57-35  | 60.5  | 74.22 | 72    |
| GOSNELL   | AR           | BPH-900925MA             | 93.9  | 50     | 89-58-19  | 240.9 | 2.218 | CLOSE |
| CP Granted 07/28/95 per FCC release #* dated 08/02/95; CP Granted 07/28/95 per FCC release #* dated 08/02/95; Call Granted 09/08/95 per FCC release #262 dated 09/08/95     |              |                          |       |        |           |       |       |       |

EARL N. HODGES  
JONESBORO, AR

Page 2  
November 9, 1995

FM Spacing study

Title: TRUMANN, AR  
Channel 229A ( 93.7 MHz)

Latitude: 35-38-00  
Longitude: 90-41-19

| Call  | Auth | Licensee name            | Chan  | ERP-kW | Latitude  | Br-to | Dist. | Req.  |
|---|------|--------------------------|-------|--------|-----------|-------|-------|-------|
| City of License                                       | St   | FCC File no.             | Freq  | EAH-m  | Longitude | -from | (km)  | (km)  |
| WOGY-FM LIC   | AR   | ARDMAN BCG CORP OF TENNE | 231C2 | 50DA   | 34-59-22  | 133.4 | 103.7 | 55    |
| GERMANTOWN  | TN   | BLH-921112KB             | 94.1  | 144    | 89-51-45  | 313.9 | 48.67 | CLEAR |
| Was WOGY 06/14/93 per FCC release #207 dated 06/25/93 |      |                          |       |        |           |       |       |       |

|   |    |            |       |  |          |       |       |       |
|---|----|------------|-------|--|----------|-------|-------|-------|
| ALLOC   |    |            | 232C3 |  | 36-19-00 | 304.2 | 136.7 | 42    |
| VIOLA   | AR | DOC-95-101 | 94.3  |  | 91-57-00 | 123.4 | 94.72 | CLEAR |
| Granted effective 12/01/95, adopted 10/05/95, released 10/17/95; Filing window 12/01-01/02/96; RM-8646; SITE RESTRICTION 5.7 MI S |    |            |       |  |          |       |       |       |

|   |    |                         |       |     |          |       |       |       |
|---|----|-------------------------|-------|-----|----------|-------|-------|-------|
| KOLW  | CP | EAGLE BLUFF ENTERPRISES | 282A  | 6   | 36-21-58 | 33.1  | 97.42 | 10    |
| KENNETT   | MO | BMPH-950213ID           | 104.3 | 100 | 90-05-36 | 213.5 | 87.42 | CLEAR |
| CP Granted 08/07/95 per FCC release #* dated 08/10/95; CP Granted 08/07/95 per FCC release #* dated 08/10/95; Was KAKA 06/30/95 per FCC release #258 dated 07/11/95 |    |                         |       |     |          |       |       |       |

|                   |                          |       |     |          |       |       |       |
|-------------------|--------------------------|-------|-----|----------|-------|-------|-------|
| WRVR-FM LIC       | KEYMARKET COMMUNICATIONS | 283C1 | 100 | 35-09-17 | 123.9 | 94.95 | 22    |
| MEMPHIS           | TN                       | 104.5 | 229 | 89-49-20 | 304.4 | 72.95 | CLEAR |
| Was WRVR 03/29/85 |                          |       |     |          |       |       |       |

>> End of channel 229A study <<